



Case No. NUTRI.023A
Date: January 19, 2005

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

In re application of : Komorowski et al.
App. No. : 10/090,038
For : CHROMIUM/BIOTIN
TREATMENT OF DYSLIPIDEMIA
AND DIET-INDUCED POST
PRANDIAL HYPERGLYCEMIA
Filed : February 27, 2002
Examiner : Choi, F.I.
Group Art Unit : 1616

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Board of Patent Appeals and Interferences, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, on

January 19, 2005

(Date)

Mallory K. de Merlier, Reg. No. 51,609

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Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated October 20, 2004 of the Primary Examiner finally rejecting Claims 1-20 and 23-54. The item(s) marked below are appropriate:

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